

**SUMMARIZED MINUTES
SCOTTSDALE CITY COUNCIL
WORK STUDY SESSION
TUESDAY, OCTOBER 11, 2005**



**CITY HALL KIVA
3939 N. DRINKWATER BOULEVARD
SCOTTSDALE, AZ 85251**

CALL TO ORDER

Mayor Manross called to order a Work Study Session of the Scottsdale City Council on Tuesday, October 11, 2005 in the Kiva, City Hall, at 5:02 P.M.

ROLL CALL

Present: Mayor Mary Manross
Vice Mayor Ron McCullagh
Council Members Betty Drake, Wayne Ecton, W.J. "Jim" Lane,
Robert Littlefield, and Kevin Osterman

Also Present: City Manager Jan Dolan
Acting City Attorney Deborah Robberson
City Clerk Carolyn Jagger

PUBLIC COMMENT

Joseph Bergdoll, 10406 E Tierra Buena Ln, 85255, asked Council to compromise by strengthening the current ordinance to require full-face helmets be worn by riders under the age of 18, limit riding time from 8:00 AM to 8:00 PM, and ban the use of after-market motor products. Mr. Bergdoll noted these restrictions have been successfully implemented in Chandler.

Rochelle Harris, 8506 E Rancho Vista Dr, 85250, presented Council with a copy of a Motorized Scooter Program she implemented that educates riders on safety, ordinances, and equipment. Ms. Harris said the program has been very successful.

NOTE IN ACCORDANCE WITH PROVISIONS OF THE ARIZONA REVISED STATUTES THE SUMMARIZED MINUTES OF CITY COUNCIL MEETINGS ARE NOT VERBATIM TRANSCRIPTS. ONLY THE ACTIONS TAKEN AND DISCUSSION APPEARING WITH QUOTATION MARKS ARE VERBATIM. DIGITAL RECORDINGS OF CITY COUNCIL MEETINGS ARE ON FILE IN THE CITY CLERK'S OFFICE.

1. Motorized Play Vehicle Update

Consideration of options for ordinance revisions regarding further restriction or ban of motorized skateboards and other devices.

Staff Contact(s): Mary O'Connor, Transportation General Manager, 480-312-2334, moconnor@scottsdaleaz.gov

Staff reviewed the following activities and information:

- Formation of a staff working group
- Data collected regarding calls for service and citations issued
- Notification of the public regarding hearings and opportunities for input
- Motorized Play Vehicle (MPV) Ordinance Options:
 - o Option A - Additional restrictions, including:
 - Limiting hours of operation
 - Clarifying language prohibiting exhaust/muffler system alterations
 - Specifying minimum helmet standards
 - Requiring sellers to post ordinance requirements or provide copies of the ordinance
 - Possibly making the child's custodian jointly liable for fines
 - o Option B - Ban from all public property
 - MPVs would still be allowed on private property and private streets unless the Council chose to extend the ban to all streets
 - o Option C – No change

Staff noted the majority of public comments favor implementing a ban.

Council discussion:

- The Council questioned whether a tougher ordinance could be enforced.
- Several Councilmembers agreed that adding restrictions to the ordinance would not be an improvement since the restrictions could not be enforced.
- At a previous meeting, the Police Department said a ban would be easier to enforce than restrictions.
- Support was also shown for modifying the ordinance to eliminate nighttime hours of operation, require full-face helmets, enforce custodial accountability, and assign a primary contact person to field violation complaints.
- Councilmembers requested staff schedule a presentation of options, for both a total ban of motorized play vehicles and modification of the current ordinance, as a regular agenda item for a public hearing and formal vote.

2. Loop 101 Photo Enforcement Demonstration Program

Consideration of the proposed Loop 101 Photo Enforcement Demonstration Program.

Staff Contact(s): Mary O'Connor, Transportation General Manager, 480-312-2334, moconnor@scottsdaleaz.gov

Staff provided a presentation as follows:

- Background information on citizen concerns and local photo enhancement
- Sample data regarding travel speeds on Loop 101
- Scottsdale's Focus on Safety Program

- Key points of the proposed program:
 - The test program will be evaluated after nine months.
 - A Public Awareness Campaign will run for at least 45 days prior to the start of the test period.
 - Once enforcement begins, warning notices will be issued for the first 30 days.
 - The program is designed to be revenue neutral.
 - The budget for 2005/06 has been approved for up to \$10M in pass-through revenues and expenditures.
- The program proposes five camera demonstration sites.
- Council action is tentatively scheduled for October 25, 2005, and the enforcement period will begin in February 2006.

Council discussion:

- Financial impacts to the City were discussed. The Council asked staff to provide information regarding the 'break-even' point.
- Council also requested a spreadsheet detailing the up-front costs to be absorbed by the vendor, as well as staff costs.
- Deborah Robberson, Acting City Attorney, affirmed the contract is written to hold the City harmless in legal matters, passing liability to the contractor, Redflex.
- Concern was expressed about the possibility of accidents caused by vehicles slowing down after observing cameras, the City's increased exposure to liability, and the contract fee structure.
- Council questioned the necessity of the City leading this project when Loop 101 is a State roadway.
- Jan Dolan, City Manager, explained that the City has an existing contract with Redflex, which can be amended to include the pilot project, and experience administering this type of contract. This will allow the pilot program to be implemented and evaluated in the shortest timeframe possible. Ms. Dolan said the City and the State will both have options to consider at the end of the test period.

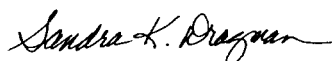
CITY MANAGER'S REPORT - None

MAYOR AND COUNCIL ITEMS - None

ADJOURNMENT

With no further business to discuss, the Work Study Session adjourned at 6:37 P.M.

SUBMITTED BY:



Sandy Dragman
Recording Secretary

REVIEWED BY:



Carolyn Jagger
City Clerk

Officially approved by the City Council on

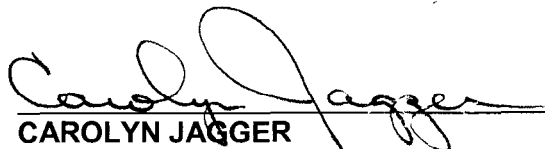
November 1, 2005

CERTIFICATE

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Work Study Session of the City Council of Scottsdale, Arizona held on the 11th day of October 2005.

I further certify that the meeting was duly called and held, and that a quorum was present.

DATED this 1st day of November 2005.



CAROLYN JAGGER
City Clerk